IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.7083 OF 2005

E.Fanibanda & Ors. .. Petitioners

Vs.

The State of Maharashtra & Ors. .. Respondents

Mr.Rahul Rao i/b M/s.I.V.Rao for the petitioners

Mr.A.H.Palekar for the state

CORAM : S.U.KAMDAR, J
DATED : 24TH NOVEMBER, 2005

P.C.:

. The newly added respondent no.5 is served by notice dt.23.11.05 by the advocate of the petitioners. Letter dt.23.11.05 is taken on record. The said service was effected pursuant to direction given by the court because inspite of earlier letter dt.13.10.05 received by the original complainant on 14.10.05 he did not remain present. However, inspite of the second notice he is not present. The learned counsel for the petitioner is directed to file Affidavit of Service within one week from today. The learned Govt.Pleader has

brought to my attention a letter dt.10.10.05 in which the Registrar Co-op.Societies has pointed out that in the light of the fact that the new managing committee has been elected and they have filed necessary indemnity bond as provided under the provisions of the act, it is not necessary to appoint Administrator of the Society. In the light of the aforesaid letter dt.10.10.05, the order dt.27.4.05 and 19.9.05 has been quashed and set aside and Petition disposed of accordingly. No order as to costs.